

OCT 27 2005

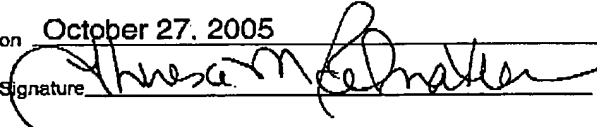
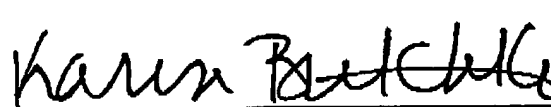
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PTO/SB/33 (07-05)

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PRE-APPEAL BRIEF REQUEST FOR REVIEW		Docket Number (Optional) 60,130-899	
CERTIFICATE OF FACSIMILE I hereby certify that this Pre-Appeal Brief Request For Review and Notice of Appeal are being facsimile transmitted to (571) 273-8300. on <u>October 27, 2005</u> Signature <u></u> Typed or printed name <u>Theresa M. Palmateer-</u>		Application Number <u>09/672,393</u>	Filed <u>09/28/2000</u>
		First Named Inventor <u>Maass</u>	
		Art Unit <u>3634</u>	Examiner <u>Redman, Jerry E.</u>
Applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request. This request is being filed with a notice of appeal. The review is requested for the reason(s) stated on the attached sheet(s). Note: No more than five (5) pages may be provided.			
I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. <u>45,864</u> Registration number <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34 _____		<u></u> Signature <u>Karin H. Butchko</u> Typed or printed name <u>248-988-8360</u> Telephone number <u>October 27, 2005</u> Date	
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.			
<input type="checkbox"/> *Total of _____ forms are submitted.			

This collection of information is required by 35 U.S.C. 132. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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OCT 27 2005

Serial No. 09/672,373
60130-899
00MRA0028

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Maass, et al.
Serial No.: 09/672,393
Filed: September 28, 2000
Group Art Unit: 3634
Examiner: Redman, Jerry E.
Title: MOTOR VEHICLE DOOR

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

REQUEST FOR PRE-APPEAL BRIEF REVIEW

ARGUMENT

Claims 10, 11, 23 and 25-28 are rejected under 35 U.S.C. 102(a) as being anticipated by Szerdahelyi (U.S. Patent No. 6,076,882), and claims 14-21 and 29 are rejected under 35 USC 103(a) as being obvious in view of Szerdahelyi in view of Carlo (U.S. Patent No. 6,233,875). The Examiner has indicated that the 112, second paragraph, rejection has been overcome.

Claim 10

Szerdahelyi does not disclose a carrier module including a base plate that closes an opening in an interior sheet metal from inside a hollow interior space formed between the interior sheet metal and an exterior sheeting. Szerdahelyi disclose a vehicle door including a manual operating means 5 that is received in assembly openings 3a and 3b of a module support 3. The module support 3 closes an opening 10 in an inner door panel 1b. An interior space is defined between the inner door panel 1b and an outer door panel 1a. The manual operating means 5 closes the openings 3a and 3b in the module support 3 from outside the interior space, not from inside the interior space as claimed. These features are further shown in Figures 1e and 1f.

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Additionally, Szerdahelyi does not disclose an access opening formed at a free edge of the interior door panel 1b. In Szerdahelyi, the opening 10 is not formed at a free edge of the interior door panel 1b, but rather in a central portion that is not located at the free edge of the vehicle door. The claimed invention is not anticipated.

Claim 27

Szerdahelyi does not disclose a carrier module including a window lift mechanism that closes an opening of a closing plate, the closing plate closing an opening to an access opening. In Szerdahelyi, a window lift mechanism 31 is mounted to a module support 3 (column 3, lines 36 to 38). A manual operating unit 5 and a side airbag 6, which the Examiner is calling the carrier module, are also assembled on the module support 3. The window lift mechanism 31 is not carried by the manual operating unit 5 and the side airbag 6, but is rather carried by the module support 3. Szerdahelyi does not disclose a carrier module including a window lift mechanism that closes an opening of a closing plate that closes an opening to an access opening as claimed. The claimed invention is not anticipated.

If any fees are due please charge all fees to Deposit Account No. 50-1482 in the name of Carlson, Gaskey & Olds.

Respectfully Submitted,

CARLSON, GASKEY & OLDS, P.C.



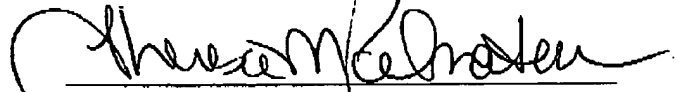
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Dated: October 27, 2005

Serial No. 09/672,373
60130-899
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CERTIFICATE OF FACSIMILE

I hereby certify that this Request for Pre-Appeal Brief Review, relative to Application Serial No. 09/672,393, is being facsimile transmitted to the United States Patent and Trademark Office, 571-273-8300 on October 27, 2005.


Theresa M. Palmateer

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